

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

de la Monte *et al.*

Appl. No.: 09/964,412

Filed: September 28, 2001

**For: Transgenic Animals and Cell Lines
for Screening Drugs Effective for
the Treatment or Prevention of
Alzheimer's Disease**

Confirmation No.: 2051

Art Unit: 1635

Examiner: McGarry, S.

Atty. Docket: 0609.4370004/RWE/FRC

**Notice of Appeal From the Examiner to the Board
of Patent Appeals and Interferences – Small Entity**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

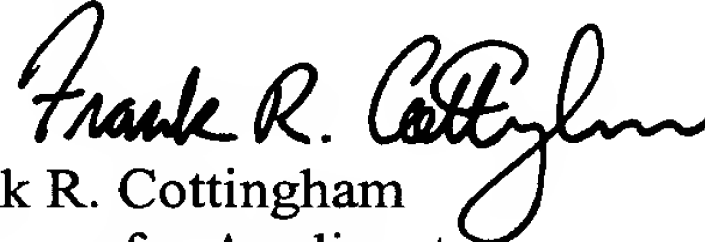
Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final decision of the Examiner dated June 1, 2004, in which claims 35-42 were finally or twice rejected.

The fee (for a qualified small entity) for filing a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (37 C.F.R. § 41.20(b)(1)), along with any necessary extension fees (37 C.F.R. § 1.17(a)), is provided in the attached PTO-2038 Credit Card Payment Form. In the event that extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: December 1, 2004

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